

# MARITIME COLLEGE ACT 1976

## No. 84 of 1976

An Act to make provision for the Establishment of an Australian Maritime College.

BE IT ENACTED by the Queen, and the Senate and House of Representatives of the Commonwealth of Australia, as follows:—

1. This Act may be cited as the *Maritime College Act 1976*.<sup>1</sup> Short title.
2. This Act shall come into operation on the day on which it receives the Royal Assent.<sup>1</sup> Commencement.
3. In this Act, unless the contrary intention appears— Definitions.
  - “College” means the Australian Maritime College established by this Act;
  - “Council” means the Council of the College;
  - “Interim Council” means the Interim Council for the College.
4. (1) There shall be a College to be known as the Australian Maritime College. Establishment of College.
  - (2) The seat of the College shall be at, or in the vicinity of, Launceston in the State of Tasmania.
  - (3) The College shall be governed by a Council, to be constituted as provided by the Parliament after the Minister has received recommendations of the Interim Council with respect to the constitution of the Council.
  - (4) On and after a date to be fixed by Proclamation, being a date after persons to constitute the Council have been appointed, the College—
    - (a) shall be a body corporate under the name “Australian Maritime College”;
    - (b) shall have a seal;
    - (c) shall have power to acquire, hold and dispose of real and personal property; and
    - (d) may sue and be sued in its corporate name.

Functions  
of College.

5. The College shall have such functions as the Parliament provides after the Minister has received recommendations of the Interim Council with respect to the functions of the College, being functions in relation to the provision of education and training for persons who wish to become, or are, officers on merchant or fishing vessels or who wish to become, or are, otherwise engaged in connexion with shipping or the fishing industry, or functions ancillary to functions of that kind.

Interim  
Council.

6. (1) The Minister shall appoint an Interim Council for the College, consisting of such persons as the Minister thinks fit.

(2) A member of the Interim Council holds office during the pleasure of the Minister, and the Interim Council shall cease to exist when the first members of the Council are appointed.

(3) The Minister may appoint one of the members of the Interim Council to be the Chairman of the Interim Council.

(4) Meetings of the Interim Council may be convened by the Chairman.

(5) A member of the Interim Council is not entitled to remuneration but shall be paid such allowances for expenses as are prescribed.

Functions  
of Interim  
Council.

7. (1) The functions of the Interim Council are—

- (a) to make recommendations to the Minister with respect to matters relating to the establishment of the College, including recommendations with respect to—
  - (i) the functions and powers of the College;
  - (ii) the constitution and governance of the College;
  - (iii) the site of the seat of the College;
  - (iv) the arrangements for ascertaining the financial needs of the College from time to time and for the provision of funds by the Commonwealth for the College; and
  - (v) co-operation between the College and other educational institutions;
- (b) to furnish to the Minister estimates of the capital and recurrent costs of the College; and
- (c) to take any action authorized by the Minister that—
  - (i) relates to the implementation of those recommendations; or
  - (ii) is necessary or convenient to be taken in order to expedite the completion of any matters that are required to be completed before members of the Council can be appointed.

(2) For purposes related to its functions, the Interim Council may make such inquiries as it thinks necessary and may confer with persons and authorities, including persons and authorities with whom, in its

opinion, it will be necessary or desirable for the College to enter into contracts or arrangements.

8. The Governor-General may make regulations, not inconsistent with this Act, prescribing all matters that are required or permitted by this Act to be prescribed or are necessary or convenient to be prescribed for carrying out or giving effect to this Act. Regulations.

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**NOTE**

1. Act No. 84, 1976; assented to 11 June 1976.